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## **Members Update – 17<sup>th</sup> November 2020**

### **Updates:**

13<sup>th</sup> November

Northern Ireland

- Restrictions extended
- Information on what can open on 20<sup>th</sup> November

Wales

- Restrictions for under 18's updated

17<sup>th</sup> November

Scotland

- Level 4 added

## **England Lockdown – 5<sup>th</sup> November 2020**

The below came into force at 12.01am on Thursday 5 November, and will last 28 days, as long as no further restrictions are put in place:

### **Facilities**

#### **Businesses subject to restrictions or closure**

- *The following indoor facilities: dance studios, fitness studios, gyms, sports courts, swimming pools, bowling alleys, amusement arcades, playgrounds or soft play areas or other indoor leisure centres or facilities, including indoor games, recreation and entertainment venues.*
- *Outdoor sports centres or amenities, including water sports, stables, shooting and archery venues, golf courses, driving ranges, outdoor gyms, outdoor swimming pools, water parks and aquaparks.*

#### **However, with the following exceptions**

- *Facilities for training by elite sportspersons, including stables, indoor gyms, fitness studios, and other indoor sports facilities, and any outdoor facilities for sport;*
  - *Elite sportsperson 3.—(1) In these Regulations, “elite sportsperson” means an individual who— (a) derives a living from competing in a sport, (b) is a senior representative nominated by a relevant sporting body, (c) is a member of the senior training squad for a relevant sporting body, or (d) is aged 15 or above and is on an elite development pathway*
- *indoor gyms, fitness studios, indoor sports facilities and other indoor leisure centres for supervised activities for children*
- *indoor gyms, fitness studios, indoor swimming pools, indoor sports courts and other indoor leisure centres and outdoor sports courts and swimming pools by*



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*schools or providers for post-16 education or training (as defined in paragraph 1(8)(e) of Schedule 17 to the Coronavirus Act 2020);*

- *indoor fitness and dance studios by professional dancers and choreographers;*
  - *a person is a professional dancer or choreographer if that person derives their living from dance, or from choreographing dance, as the case may be*

### **What this means**

You can continue to open your facilities for the above individuals – however, **in relation to Children**, we have sought further clarity from Government and the Cabinet Office has advised us that **'supervised activity for children is only in relation to Childcare'** and not allowed for general leisure services - this must be read in-line with [this guidance](#), which states

Out-of-school activities (including wraparound care) may continue to operate if their primary purpose is providing registered childcare, or where they are offering other childcare activities, where this is reasonably necessary to enable parents to:

- work or search for work
- undertake training or education

and in-line with when children can leave their home:



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*Exception 9: children*

(12) Exception 9 is that it is reasonably necessary for P to leave or be outside P's home—

- (a) for the purposes of arrangements for access to, and contact between, parents and a child where the child does not live in the same household as their parents or one of their parents;
- (b) for the purposes of arrangements for contact between siblings where they do not live in the same household and one or more of them is—
  - (i) a child looked after by a local authority, within the meaning of section 22 of the Children Act 1989, or
  - (ii) a relevant child, within the meaning of section 23A(a) of that Act;
- (c) for the purposes of arrangements for prospective adopters (including their household) to meet a child or children who may be placed with the prospective adopters as provided for by an adoption placement plan drawn up in accordance with the Adoption Agencies Regulations 2005(b) (see regulation 35(2) of those Regulations);
- (d) to access educational facilities, or to accompany a child to those facilities where P is the parent or has parental responsibility for, or care of, the child in question;
- (e) subject to paragraph (13), for the purposes of—
  - (i) childcare provided by a person registered under Part 3 of the Childcare Act 2006(c);
  - (ii) supervised activities for children;
- (f) for the purposes of informal childcare, for children aged 13 or under, provided by a member of a household to a member of their linked childcare household (see regulation 13).

(13) Paragraph (12)(e) only applies where the childcare is reasonably necessary to enable a parent, or a person who has parental responsibility for, or care of, the child in question, to work, search for work or to undertake training or education.

In relation to [school activities in leisure facilities and sports centres](#):

*School activities taking place in local leisure facilities and sports centres can continue if they are part of their normal school provision – or as part of a ‘dual use arrangement’ - and the facility is able to facilitate that.*

*Competition between different schools should not take place, in line with the wider restrictions on grassroots sport.*

*What about swimming?*

*Schools can use external swimming pools for lessons where facilities are able to accommodate that in a way that is consistent with the school's system of controls.*

**Outdoor exercise**

**to take exercise outside, you must be:**

- *alone*
- *with—*

*(aa) one or more members of their household, their linked household, or*



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*(bb) where exercise is being taken as part of providing informal childcare for a child aged 13 or under, one or more members of their linked childcare household, or (a) S.I. 2010/2128. 7*

- *in a public outdoor place, with one other person who is not a member of their household, their linked household or their linked childcare household, and paragraph (3) applies in determining whether a person is complying with the limits in this sub-paragraph;*

### **What this means**

Personal Training (1:1) can continue in a public outdoor place (not a private garden), but must follow all Covid secure guidance.

- *Personal trainers and sports coaches should only provide training in public outdoor spaces, such as parks. They should not provide any training in private homes or gardens, and in line with gatherings rules should only provide 1:1 training.*

### **Financial Support Available**

#### **Extension to furlough**

The government's Coronavirus Job Retention Scheme (CJRS) - also known as the Furlough scheme - will remain open until the end of March 2021, with employees receiving 80% of their current salary for hours not worked, up to a maximum of £2,500.

Businesses will only be asked to cover National Insurance and employer pension contributions which, for the average claim, accounts for just 5% of total employment costs. Full details are available here - <https://www.gov.uk/guidance/claim-for-wages-through-the-coronavirus-job-retention-scheme#history>

#### **Business Grants**

Businesses required to close in England due to local or national restrictions will be eligible for the following:

- For properties with a rateable value of £15k or under, grants to be £1,334 per month, or £667 per two weeks;
- For properties with a rateable value of between £15k-£51k grants to be £2,000 per month, or £1,000 per two weeks;
- For properties with a rateable value of £51k or over grants to be £3,000 per month, or £1,500 per two weeks.

On top of this the next self-employed income support grant will also increase from 55% to 80% of average profits - up to £7,500

Further details are available here - <https://www.gov.uk/guidance/check-if-youre-eligible-for-the-coronavirus-local-restrictions-support-grant#history>

### **Scotland**

The new Tiered approach began at 6am on Monday 2<sup>nd</sup> November, and the below areas have been moved into Level 4 for 3 weeks from 6pm on Friday 20<sup>th</sup> November:





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- East Ayrshire
- South Ayrshire
- East Dunbartonshire
- West Dunbartonshire
- West Lothian
- East Renfrewshire
- Glasgow City
- North Lanarkshire
- South Lanarkshire
- Renfrewshire
- Stirling

– for a full list of the Levels - <https://www.gov.scot/publications/coronavirus-covid-19-protection-levels/>.

#### Restrictions in Level 3

Exercise is permitted indoors, abiding by the rules on meeting other households. **No group exercise classes or sports** (contact or non-contact) are permitted indoors.

#### Adults

Organised outdoor non-contact sports, personal training and coaching are permitted, provided appropriate safety measures are followed. Outdoor contact sports are not permitted, except for professional sport

#### Under 18s

All organised sports and activities are permitted, provided appropriate safety measures are followed.

#### Restrictions in Level 4

Indoor sports facilities are closed.

Outdoor gyms can remain open

Outdoor non-contact sports are permitted for all age groups

We are still confirming what is allowed outdoors as the guidance is not clear

#### Funding

On top of the furlough scheme, funding is available for those companies that this has affected - The funding will be administered by the local authority for full

details - <https://findbusinesssupport.gov.scot/service/funding/coronavirus-restrictions-fund>

The full Scottish Government guidance can be found here: [Coronavirus \(COVID 19\): guidance on sport and leisure facilities](#)

#### Wales



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Wales moved out of the Firebreak on the 9<sup>th</sup> November, which allows gyms/leisure centres to re-open, as long as they follow all Covid guidance that they did previously – there are also some additional processes facilities must follow:

- Group exercise (classes) is limited to 15 people indoors (and 30 outdoors), this number excludes the instructor
- Simultaneous gatherings of groups and individuals are also allowed, both indoors and outdoors, where there is sufficient space to do so safely and independently
- These limits do not include Under 18's - *the number of children aged under 18 who can legally participate is constrained only by the boundaries of the setting and the need for sufficient adults to be present to supervise. The activity must be arranged and supervised by a responsible body such as a sports club, a public body, a charity or a gym or leisure centre*

[Welsh Coronavirus regulations: frequently asked questions](#)

#### **Northern Ireland**

Following an increase in coronavirus (COVID-19) cases, additional restrictions were introduced for people living in Northern Ireland as of Friday 16<sup>th</sup> October at 6pm and will be in place for a period of 4 weeks - An infographic summary of the restrictions can be found [here](#). On the 12<sup>th</sup> November, these restrictions were extended by a further 7 days and will end on Friday 20<sup>th</sup> November

For our sector, what is applicable is the following:

- Gyms to remain open, for individual training only
- No indoor sport of any kind or organised contact sport involving household mixing other than at elite level

On the 20<sup>th</sup> November, it is planned that

- unlicensed premises such as cafes and coffee shops opening, with restricted opening hours to 8.00pm. This will not include the purchase or consumption of alcohol on such premises
- Close contact services will reopen by appointment

Full Northern Irish Government guidance can be found here: [COVID-19: Guidance on the safe return of sport](#)

ukactive will update all relevant guidance and links as these become available. If you have not been able to find the link you need, or if you have any further questions relating to the content of this update, please contact the team using [membership@ukactive.org.uk](mailto:membership@ukactive.org.uk) or by calling us on 0208 158 9700